

The Hon. Ricardo S. Martinez

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CALVIN D. WYANT,

Plaintiff,

v.

TARR ACQUISITIONS LLC,

Defendant.

No. C04-1775RSM

ORDER DISMISSING
PLAINTIFF'S CLAIMS FOR
FAILURE TO COOPERATE
WITH DISCOVERY

THIS MATTER came before the Court upon Defendant Tarr Acquisitions LLC Motion for Dismissal for Failure to Cooperate with Discovery, and having reviewed this Motion, the Declaration of Jennifer Schubert and attachments thereto, the Plaintiff's Response to the Motion, and the Defendant's Reply, the Court FINDS that Plaintiff:

- Failed to communicate with Defendant's counsel;
- Failed to timely file his Complaint;
- Failed to timely amend his Complaint to name the proper Defendant;
- Repeatedly failed to meet Court deadlines;
- Ignored the Court's warning;
- Failed to produce discovery; and
- Failed to attend the duly noted Plaintiff's deposition,

and therefore the Court hereby GRANTS Defendant's Motion for Dismissal.

ORDER- 1

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Seattle

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2 IT IS HEREBY ORDERED that all claims by Plaintiff Calvin Wyant be DISMISSED
3 with prejudice.

4 DATED this 20th day of May, 2005.

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7 RICARDO S. MARTINEZ
8 UNITED STATES DISTRICT JUDGE
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11 Presented by:

12 Davis Wright Tremaine LLP
13 Attorneys for Defendant Tarr Acquisition, LLC
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15 By _____
16 Jennifer K. Schubert
17 WSBA No. 30971
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